

BEFORE THE DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

---ooOoo---

IN THE MATTER OF TENTATIVE DECISION TO APPROVE A LARGE MINING AND RECLAMATION PLAN FOR HOLCIM (U.S.) INC.'S SKULL VALLEY DIATOMACEOUS EARTH : QUARRY, TOOELE COUNTY, UTAH	: : : : : :	NOTICE OF TENTATIVE DECISION TO APPROVE NO. M/045/060
--	----------------------------	---

---ooOoo---

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION,
MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS
INTERESTED IN SECTIONS 6, 7 AND 18, TOWNSHIP 6 SOUTH, RANGE 7 WEST, SLBM,
TOOELE COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Holcim's Skull Valley Diatomaceous Earth's Mine. Mining activities will affect the following area: SW1/4 Section 6, NE1/4, NW1/4, SE1/4, N1/2 of SW1/4, SE1/4 of SW1/4 Section 7, East 1/2 Section 18, Township 6 South, Range 7 West, SLBM, Tooele County, Utah.

Holcim (US) Inc. has submitted a permit application to expand an existing small mining project to a large mining operation. Reclamation surety will be provided to the Division for the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 44.7 acres of federal land.

During Operations: The diatomaceous earth is being mined by excavating a pit about three acres in size twice each year for a total of six acres of disturbance. The first step in the excavation is removing the top 1-3 feet of soil for revegetation and stockpiling this in a one acre area. The next step is removing the 25 feet of diatomaceous earth. In addition there will be approximately two acres of roads constructed with the annual mine disturbance. The total yearly mine disturbance will be approximately nine acres. There will be no overburden, waste rock, tailings, or other reject materials. No dumps, stockpiles, tailings ponds, facilities, water storage or treatment ponds will be built. No blasting, water, or hazardous materials will be used. Should any trash, metal, wood, or other extraneous debris be generated, it will be placed into sealable containers and removed. Any pit walls created during mining that would pose a public safety issue will be marked and bermed during the mining operation. During non-operational periods, the pit walls will be re-contoured to conform as best as possible to surrounding topography. An

application of soil will be made, and a seed mixture distributed to minimize erosion and facilitate vegetation.

After Operations: After each three acre pit is excavated, the pit walls will be resloped to a 3h:1v slope. The topsoil will be replaced and reseeded. The pit will be reshaped to blend with the pre-mining surrounding topography. The reseeded slopes will stabilize with the growth of vegetation to minimize erosion and instability. The excavated pit will be ripped to a depth of two feet prior to the placement of topsoil. A minimum of 12 inches of topsoil will then be applied over the surface of the re-contoured pit, then a seed and approved fertilizer mixture will be distributed over disturbed areas. The seedbeds will be left in a roughened surface condition whenever possible. Any ripping of the soil surface by bulldozers will be performed on the contour, to the fullest extent possible, to minimize potential surface erosion. The proposed seed mixture will be the same as the fire rehab mixture used south and east of the mine. The seed will be broadcast as soon as possible after seedbed preparation is complete. Seedbed preparation and seeding will take place in the fall, no later than December 15.

The person representing the company is Mr. Ken George; Phone (801) 829-2153. Holcim (US) Inc. is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mark Mesch, Acting Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 1 day of April, 2005

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING



For Mary Ann Wright
Acting Director

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Decision to Approve the Large Mining Notice of Intention for Holcim (US) Inc.'s Skull Valley Diatomaceous Earth Quarry project, M/045/060 to be sent via facsimile, electronic mail, or mailed by first class mail, postage prepaid, the 1st day of April, 2005 to:

FACSIMILE: 237-2776 and
E-MAIL: naclegal@nacorp.com
Salt Lake Tribune
Advertising Department
116 Regent Street
P.O. Box 45838
Salt Lake City, Utah 84145

Skull Valley Indians
324 South State Street, Suite 310
Salt Lake City, Utah 84111

FACSIMILE: (435) 882-6123 and
E-MAIL : clayton@tooeletranscript.com
Tooele Transcript-Bulletin
Legal Advertising
58 North Main Street
P.O. Box 390
Tooele, Utah 84074-0390

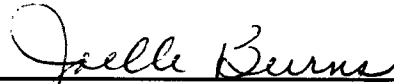
Montague's Ltd. Partnership
3885 South Decatur Boulevard, Suite 2010
Las Vegas, Nevada 89103-5873

Johnson and Sherry Blaine
P.O. Box 1084
283 South Quirk
Grantsville, Utah 84029-1084

CERTIFIED RETURN RECEIPT
7099 3400 0016 8896 1485
Ken George
Holcim (US) Inc.
6055 East Croydon Road
Auxiliary Route #3
Morgan, Utah 84050

Dennis Chipley
550 Lincoln Highway
Grantsville, Utah 84029-8007

Rod Thompson
Tooele County
Department of Development Services
47 South Main Street
Tooele, Utah 84074


Joelle Burns, Secretary

Glenn Carpenter
Bureau of Land Management
Salt Lake Field Office
2370 South 2300 West
Salt Lake City, Utah 84119

O:\M045-Tooele\M0450060-
SkullValleyDiatoms\final\public-notice--SkullValley.doc